

**TRANSMITTAL AND NOTICE OF APPROVAL OF  
STATE PLAN MATERIAL**

1. TRANSMITTAL NUMBER:  
SPA #03-09

2. STATE  
Kansas

**FOR: HEALTH CARE FINANCING ADMINISTRATION**

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE  
SOCIAL SECURITY ACT (MEDICAID)

TO: REGIONAL ADMINISTRATOR  
HEALTH CARE FINANCING ADMINISTRATION  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE  
April 1, 2003

5. TYPE OF PLAN MATERIAL (Check One):

☐ NEW STATE PLAN ☐ AMENDMENT TO BE CONSIDERED AS NEW PLAN ☒ AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

6. FEDERAL STATUTE/REGULATION CITATION:  
42 CFR 440.255(b) (c)

7. FEDERAL BUDGET IMPACT:

a. FFY 2003 \$ 0  
b. FFY 2004 \$ 0

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Section 3, Page 21a  
Attachment 3.1-A, #24.e.

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION  
OR ATTACHMENT (If Applicable):

Section 3, Page 21a  
Attachment 3.1-A, #24.e.

*Kansas (03-09)*  
*Approved: 07/25/03*  
*effective: 04/01/03*

10. SUBJECT OF AMENDMENT:  
Medical Services Limitations for Certain Alien Individuals

11. GOVERNOR'S REVIEW (Check One):

☐ GOVERNOR'S OFFICE REPORTED NO COMMENT  
☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED  
☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

X OTHER, AS SPECIFIED:  
Janet Schalansky is the Governor's  
Designee

12. SIGNATURE OF STATE AGENCY OFFICIAL:  
//Janet Schalansky - signature//

13. TYPED NAME:  
Janet Schalansky

14. TITLE:  
Secretary of Social & Rehabilitation Services

15. DATE SUBMITTED:  
June 26, 2003

16. RETURN TO:  
Janet Schalansky, Secretary  
Social & Rehabilitation Services  
Docking State Office Building  
915 SW Harrison, Room 651S  
Topeka, KS 66612-2210

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED:  
06/26/03

18. DATE APPROVED:  
July 25, 2003

**PLAN APPROVED - ONE COPY ATTACHED**

19. EFFECTIVE DATE OF APPROVED MATERIAL:  
April 1, 2003

20. SIGNATURE OF REGIONAL OFFICIAL:  
//Thomas W. Lenz - signature//

21. TYPED NAME:  
Thomas W. Lenz

22. TITLE:  
ARA for Medicaid and Children's Health

23. REMARKS:

## KANSAS MEDICAID STATE PLAN

Attachment 3.1-A  
#24.e

### Medical Services Limitations for Certain Alien Individuals

Non-qualified aliens, ineligible aliens meeting state residency requirements and qualified aliens subject to the five year bar until the bar has expired in accordance with P.L. 104-193 who meet other requirements for Medicaid are eligible for the following services:

- (1) Emergency services required after the sudden onset of a medical condition (including labor and delivery) manifesting itself by acute symptoms of sufficient severity (including severe pain) such that the absence of immediate medical attention could reasonably be expected to result in:
  - (i) Placing the patient's health in serious jeopardy;
  - (ii) Serious impairment to bodily functions; or
  - (iii) Serious dysfunction of any bodily organ or part.

State/Territory: Kansas

<u>Citation</u>	<u>3.1</u>	<u>Amount, Duration, and Scope of Services – (Continued)</u>
1902(a)(10) (E)(iv)(II), 1905(p)(3) (A)(iv)(II), 1905(p)(3) the Act	(iv)	<u>Other Required Special Groups: Qualifying Individuals – 2</u>  The portion of the amount of increase to the Medicare Part B premium attributable to the Home Health provisions for qualifying Individuals described in 1902(A)(10)(E)(iv)(II) and subject to 1933 of the Act are provided as indicated in item 3.2 of this plan.
1925 of the Act	(a)(5)	<u>Other Required Special Groups: Families Receiving Extended Medicaid Benefits</u>  Extended Medicaid benefits for families Described in section 1925 of the Act are Provided as indicated in item 3.5 of this plan.
1902(a) and 1903(v) of the Act and Section 401(b)(1)(A) Of P.L. 104-193	(a)(6)	<u>Limited Coverage for Certain Aliens</u>  An alien who is not a qualified alien or who is a qualified alien, as defined in section 431(b) of P.L. 104-193, but is not eligible for Medicaid based on alienage status, and who would otherwise qualify for Medicaid is provided Medicaid only for the treatment of an emergency medical condition (including emergency labor and delivery) as defined in section 1903(v)(3) of the Act.